FARAD CONTINUATION SHEET
APPELLATE SIDE
Criminal Application No.1123 of 2007
In
Criminal Appeal No.962 of 2007

Office Notes, Office Memoranda Court's or Judge's orders
of Coram, appearance, Court's
orders or directions and
Registrar's orders

Mr.A.A.Mirza for applicants.
Mr.A.S.Shitole, APP for State.

CORAM: B.H.MARLAPALLE,J.

October 9, 2007.

P.C.

. Heard Mr.Mirza, the learned counsel for the applicants - original accused nos.2 and 5. They have been convicted in Special MCOC Case No.5 of 2002 and sentenced to suffer RI for seven years as per the order of conviction and sentence dated 29/5/2007. The said order has been challenged in Criminal Appeal no.962 of 2007 but belatedly and hence this application for condonation of delay.

. As per the office note the appeal is beyond time by 53 days. The learned

counsel for the applicants states that they were taken in custody on the day the order of conviction and sentence was passed and, therefore, they could not mobilise the resources to seek legal advice and file an appeal in time.

. I am satisfied that the delay caused deserves to be condoned and hence the application is allowed in terms of prayer clause (a).

(B.H.MARLAPALLE,J.)